

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

VIRGINIA R. DIMITRI, ET AL.,

Plaintiffs

v.

CITY OF PHILADELPHIA, ET AL.,

Defendants

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Case No. 19-cv-01329-JMY

ORDER

AND NOW, this 15th day of October, 2019, upon consideration of Defendants' Motion to Dismiss (Dkt. 2), and all documents submitted in support thereof and in opposition thereto, it is **ORDERED** that Defendants' Motion is **GRANTED**. The Court **DISMISSES WITH PREJUDICE** Defendant City of Philadelphia Police Department from this action. The Court **DISMISSES WITH PREJUDICE** Plaintiffs' second and fourth claims for relief. The Court **DISMISSES WITHOUT PREJUDICE** Plaintiffs' first and third claims for relief.

Plaintiff may file a first amended complaint consistent with this Order, if desired, on or before **October 29, 2019**.

IT IS SO ORDERED.

BY THE COURT:

/s/ Judge John Milton Younge

Judge John Milton Younge